

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

CUSTOMS AND TAX ADMINISTRATION OF
THE KINGDOM OF DENMARK
(SKATTEFORVALTNINGEN) TAX REFUND
SCHEME LITIGATION

This document relates to 1:18-CV-05053-LAK.

MASTER DOCKET

Case No. 1:18-MD-02865-LAK

**DECLARATION OF KARI PARKS IN SUPPORT OF THE GOLDSTEIN LAW
GROUP PC 401(K) PROFIT SHARING PLAN'S AND SHELDON GOLDSTEIN'S
MOTION TO DISMISS AMENDED COUNTERCLAIM**

I, Kari Parks, depose and say as follows:

1. I am an associate of the law firm Gusrae Kaplan Nusbaum PLLC, which is counsel for Defendants–Third-Party Plaintiffs–Third-Party Counterclaim Defendants The Goldstein Law Group PC 401(K) Profit Sharing Plan and Sheldon Goldstein (the “**Goldstein Parties**”) in this action.

2. I submit this declaration in support of the Goldstein Parties’ Reply Memorandum in Further Support of Their Motion to Dismiss Amended Counterclaim (the “**Reply**”).

3. The Reply cites a Southern District of New York case that cites the English case Askey v. Golden Wine Co. Ltd. [1948] 2 All E.R. 35.

4. I have not located a copy of Askey.

5. Annexed as Exhibit 1 are all of the unpublished and foreign cases that the Goldstein Parties cite in their Reply, except for Askey:

- a. Arkwright Mut. Ins. Co. v. Bojoirve, Inc., No. 93 Civ 3068 (WK), 1996 WL 361535 (S.D.N.Y. June 27, 1996) (Knapp, J.)
- b. Capita (Banstead 2011) Ltd v. RFIB Grp. Ltd [2015] EWCA Civ 1310
- c. Dresser-Rand Co. v. Ingersoll Rand Co., No. 14 Civ. 7222 KPF, 2015 WL 4254033 (S.D.N.Y. July 14, 2015) (Failla, J.)
- d. Katz v. Berisford Int'l PLC, No. 96 Civ. 8695 (JGK), 2000 WL 959721 (S.D.N.Y. July 10, 2000) (Koeltl, J.)
- e. Lafarge Canada Inc. v. Am. Home Assurance Co., No. 15-CV-8957 (RA), 2018 WL 1634135 (S.D.N.Y. Mar. 31, 2018) (Abrams, J.)
- f. U.S. Bank Nat. Ass'n v. Commonwealth Land Title Ins. Co., No. 13 Civ. 7626 NRB, 2015 WL 1291151 (S.D.N.Y. Mar. 23, 2015) (Buchwald, J.)

I declare under penalty of perjury that the foregoing is true and correct.

Dated: June 23, 2020
New York, New York

/s/ Kari Parks